

1 P-R-O-C-E-E-D-I-N-G-S

2 11:19 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case No. 18-CMP-
5 00201, Republic National Distributing Company,
6 License No. 76499. Is this your case, Mr.
7 Strauss?

8 (No audible response.)

9 CHAIRPERSON ANDERSON: All right. Ms.

10 --

11 MR. STRAUSS: No, it's not. I didn't
12 know if you turned me off as well. So I was just
13 being polite. But I'm happy to log off as well.

14 CHAIRPERSON ANDERSON: You can stay
15 on, but we're supposed to disengage your
16 microphone --

17 (Simultaneous speaking.)

18 MR. STRAUSS: I understand. I had
19 disengaged my microphone, and I'll disengage the
20 video as well. Thank you, members of the Board.

21 (Simultaneous speaking.)

22 CHAIRPERSON ANDERSON: Have a great
23 day. All right. So Ms. --

24 (Simultaneous speaking.)

25 CHAIRPERSON ANDERSON: Yes, Mr. Adams?

1 MR. ADAMS: I was saying that I
2 believe it's Ms. Hirao as the counsel for
3 Republic --

4 (Simultaneous speaking.)

5 CHAIRPERSON ANDERSON: All right. Ms.
6 Hirao, can you -- all right -- engage your
7 camera? All right. Okay. All right, fine. Mr.
8 Adams, can you please identify yourself for the
9 record, please?

10 MR. ADAMS: Yes, Mr. Chairman. Walter
11 Adams representing the District of Columbia.

12 CHAIRPERSON ANDERSON: Ms. Hirao, can
13 you please identify yourself for the record,
14 please?

15 MS. HIRAO: Yes, Risa Hirao, H-I-R-A-
16 O. I'm representing the licensee.

17 CHAIRPERSON ANDERSON: Thank you. All
18 right. Mr. Adams, are there any preliminary
19 matters in this case?

20 MR. ADAMS: Yes, there is, Mr.
21 Chairman. The parties have discussed a
22 settlement of this case and are in the position
23 to offer -- to propose an offer in compromise to
24 the Board.

25 CHAIRPERSON ANDERSON: And what is the

1 offer in compromise, please?

2 MR. ADAMS: Yes, Mr. Chairman. There
3 is a single charge in this case for alleging the
4 establishment's failure to properly transport
5 alcoholic beverages in the vehicle which is a
6 secondary tier offense. For that case, we are --
7 the parties agreed to a fine in the amount of 250
8 dollars to be paid in 90 days. And if the
9 establishment fails to make that payment for that
10 period, their license shall be suspended
11 indefinitely until the fine is paid.

12 CHAIRPERSON ANDERSON: Thank you. All
13 right. Ms. Hirao, it's my understanding there's
14 an offer in compromise, and the offer in
15 compromise is that there is a fine of 250 dollars
16 paid within 90 days. If the fine is not paid
17 within 90 days, the license will be suspended
18 until the fine has been paid. Is this your
19 client's understanding of -- you and your
20 client's understanding of the offer in
21 compromise?

22 MS. HIRAO: Yes.

23 CHAIRPERSON ANDERSON: Is your client
24 aware that by accepting an offer in compromise,
25 they're giving up their right to a hearing?

1 MS. HIRAO: Yes.

2 CHAIRPERSON ANDERSON: Is your client
3 also aware that by accepting an offer in
4 compromise that they're giving up their right to
5 appeal this matter?

6 MS. HIRAO: Yes.

7 CHAIRPERSON ANDERSON: All right.
8 With that said, I make a motion that the offer in
9 compromise of a fine of 250 dollars paid within
10 90 days be accepted. If the fine is not payable
11 within 90 days, the license will be suspended
12 indefinitely until the fine has been paid. Is
13 there a second?

14 MEMBER CROCKETT: Ms. Crockett
15 seconds.

16 CHAIRPERSON ANDERSON: Ms. Crockett
17 has second the motion. We'll now have a roll
18 call on a motion that has been properly second by
19 Ms. Crockett. Mr. Short?

20 MEMBER SHORT: Mr. Short, I agree.

21 CHAIRPERSON ANDERSON: Mr. Cato?

22 MEMBER CATO: Bobby Cato, I agree.

23 CHAIRPERSON ANDERSON: Ms. Crockett?

24 MEMBER CROCKETT: Rafi Crockett, I
25 agree.

1 CHAIRPERSON ANDERSON: Ms. Hansen?

2 MEMBER HANSEN: Jeni Hansen, I agree.

3 CHAIRPERSON ANDERSON: Mr. Grandis?

4 MEMBER GRANDIS: Ed Grandis, I agree.

5 CHAIRPERSON ANDERSON: And Mr.

6 Anderson, I agree. The matter passes 6-0-0. I
7 would like to thank both the parties for coming
8 to an agreement in this matter. And if there are
9 no further questions, have a great day. Thank
10 you.

11 MS. HIRAO: Thank you.

12 MR. ADAMS: Thank you, Mr. Chairman.

13 (Whereupon, the above-entitled matter
14 went off the record at 11:23 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 6:14 above-entitled 6:13 ABRA 1:23 accepted 5:10 accepting 4:24 5:3 Adams 1:24 2:25 3:1,8 3:10,11,18,20 4:2 6:12 agree 5:20,22,25 6:2,4 6:6 agreed 4:7 agreement 6:8 alcoholic 1:2,15 4:5 ALIYA 1:20 alleging 4:3 amount 4:7 ANC 1:9 Anderson 1:16,19 2:3,9 2:14,22,25 3:5,12,17 3:25 4:12,23 5:2,7,16 5:21,23 6:1,3,5,6 ANDREWS 1:23 appeal 5:5 audible 2:8 aware 4:24 5:3</p> <hr/> <p style="text-align: center;">B</p> <p>believe 3:2 Beverage 1:2,15 beverages 4:5 Board 1:2,15 2:20 3:24 Bobby 1:20 5:22</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:4 call 5:18 camera 3:7 case 1:10 2:4,4,6 3:19 3:22 4:3,6 Cato 1:20 5:21,22,22 Cause 1:9 Chairman 3:10,21 4:2 6:12 Chairperson 1:16,19 2:3,9,14,22,25 3:5,12 3:17,25 4:12,23 5:2,7 5:16,21,23 6:1,3,5 charge 4:3 client 4:23 5:2 client's 4:19,20 Columbia 1:1 3:11 coming 6:7 Company 1:7 2:5 Company,LLC 1:6 compromise 3:23 4:1 4:14,15,21,24 5:4,9 Control 1:2,15</p>	<p>counsel 3:2 Crockett 1:20 5:14,14 5:16,19,23,24,24</p> <hr/> <p style="text-align: center;">D</p> <p>day 2:23 6:9 days 4:8,16,17 5:10,11 DC 1:23,24 December 1:14 discussed 3:21 disengage 2:15,19 disengaged 2:19 Distributing 1:6,7 2:5 District 1:1 3:11 dollars 4:8,15 5:9 Donovan 1:16,19</p> <hr/> <p style="text-align: center;">E</p> <p>Ed 6:4 EDWARD 1:21 engage 3:6 establishment 4:9 establishment's 4:4</p> <hr/> <p style="text-align: center;">F</p> <p>fails 4:9 failure 4:4 fine 3:7 4:7,11,15,16,18 5:9,10,12 further 6:9</p> <hr/> <p style="text-align: center;">G</p> <p>giving 4:25 5:4 Grandis 1:21 6:3,4,4</p> <hr/> <p style="text-align: center;">H</p> <p>H-I-R-A- 3:15 Hansen 1:21 6:1,2,2 happy 2:13 hearing 1:9 4:25 Hirao 1:24 3:2,6,12,15 3:15 4:13,22 5:1,6 6:11</p> <hr/> <p style="text-align: center;">I</p> <p>identify 3:8,13 indefinitely 4:11 5:12</p> <hr/> <p style="text-align: center;">J</p> <p>JAMES 1:19 Jeni 1:21 6:2 JR 1:20</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p style="text-align: center;">L</p> <p>license 1:9 2:6 4:10,17 5:11</p>	<p>licensee 1:24 3:16 LLC 1:7 log 2:13</p> <hr/> <p style="text-align: center;">M</p> <p>matter 1:5 5:5 6:6,8,13 matters 3:19 MEETING 1:3 Member 1:19,20,20,21 1:21 5:14,20,22,24 6:2,4 members 2:20 met 1:16 microphone 2:16,19 motion 5:8,17,18</p> <hr/> <p style="text-align: center;">N</p> <p>National 1:6,7 2:5 NE 1:8</p> <hr/> <p style="text-align: center;">O</p> <p>O 3:16 OAG 1:24 offense 4:6 offer 3:23,23 4:1,14,14 4:20,24 5:3,8</p> <hr/> <p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-I-N-G-S 2:1 paid 4:8,11,16,16,18 5:9,12 parties 3:21 4:7 6:7 passes 6:6 payable 5:10 payment 4:9 period 4:10 please 3:8,9,13,14 4:1 polite 2:13 position 3:22 preliminary 3:18 PRESENT 1:18,22 presiding 1:16 properly 4:4 5:18 propose 3:23</p> <hr/> <p style="text-align: center;">Q</p> <p>questions 6:9</p> <hr/> <p style="text-align: center;">R</p> <p>Rafi 1:20 5:24 record 3:9,13 6:14 Representative 1:24 representing 3:11,16 Republic 1:6,7 2:5 3:3 Requirements 1:12 response 2:8 Retailer 1:8</p>	<p>Risa 1:24 3:15 Road 1:8 roll 5:17</p> <hr/> <p style="text-align: center;">S</p> <p>S 1:21 saying 3:1 second 5:13,17,18 secondary 4:6 seconds 5:15 settlement 3:22 Sheriff 1:8 Short 1:19 5:19,20,20 Show 1:9 SIMONE 1:23 Simultaneous 2:17,21 2:24 3:4 single 4:3 speaking 2:17,21,24 3:4 Staff 1:23 Status 1:9 stay 2:14 Strauss 2:7,11,18 supposed 2:15 suspended 4:10,17 5:11</p> <hr/> <p style="text-align: center;">T</p> <p>t/a 1:7 thank 2:20 3:17 4:12 6:7,9,11,12 tier 4:6 transport 4:4 Transportation 1:11 turned 2:12</p> <hr/> <p style="text-align: center;">U</p> <p>understand 2:18 understanding 4:13,19 4:20</p> <hr/> <p style="text-align: center;">V</p> <p>vehicle 1:11 4:5 video 2:20 videoconference 1:16 Violation 1:11</p> <hr/> <p style="text-align: center;">W</p> <p>W 1:16,19 Walter 1:24 3:10 WebEx 1:16 Wednesday 1:13 went 6:14 Wholesaler 1:8</p> <hr/> <p style="text-align: center;">X</p>
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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Republic National Distributing Co.

Before: DCABRA

Date: 12-09-20

Place: teleconference

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.



Court Reporter

NEAL R. GROSS

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